IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE SIXTEENTH DAY OF NOVEMBER
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE R.SUBHASH REDDY

WRIT PETITION NO : 16674 of 2002

Between:

Bathula Rama Rao S/o.Sanyasi Appadu
R/o.Door No.Nil, Mandakuriti Village,
Santhakaviti Mandal, Srikakulam Dist.

..... PETITIONER

AND

1 The Joint Collector, Srikakulam.
2 The Mandal Revenue Officer
Santhakaviti Mandal, Srikakulam Dist.

.....RESPONDENTS.

HONOURABLE SRI JUSTICE R. SUBHASH REDDY

WRIT PETITION No. 16674 OF 2002

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ORDER:

This Writ Petition is filed, questioning the action of the respondents in seizing the petitioner's lorry bearing registration No. ADG 1060, on 21-6-2002.

The said seizure was effected alleging violation of provisions of the A.P. Scheduled Commodities Dealers (Licensing and Distribution) Order 1982. At the stage of

admission, this Court, by order dated 02-09-2002, directed the respondents to release the lorry to the petitioner, subject to filing an undertaking that he shall not alienate the lorry and shall produce the same as and when required during the enquiry under Section 6-A of the Essential Commodities Act,1955.

Though the Writ Petition is of the year 2002, no counter affidavit is filed on behalf of the respondents. It is stated, pursuant to the order of this Court dated 2-9-2002, the lorry was released.

With regard to the allegations levelled against the petitioner, it is a matter for enquiry by the competent authority under 6-A of the Essential Commodities Act. In that view of the matter, I dispose of the Writ Petition directing the respondents to conclude the enquiry, if not already completed, within a period of eights weeks from the date of receipt of this order. The undertaking furnished by the petitioner, at the time of release of the vehicle pursuant to the order of this Court, shall be subject to the final orders to be passed by the competent authority under Section 6-A proceedings.

Subject to the above direction, the Writ Petition is disposed of. No order as to costs.

JUSTICE R. SUBHASH REDDY

DATED: 16-11-2005.

Msnr